

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: | § | |
| Clark R. Baker Jr. | § | Group Art Unit: 3735 |
| | § | |
| Serial No.: 10/796,566 | § | Confirmation No.: 1089 |
| | § | |
| Filed: March 8, 2004 | § | Examiner: Toth, Karen E. |
| | § | |
| For: PULSE OXIMETER WITH | § | Atty Docket: TYHC:0069/FLE/BAK |
| ALTERNATE HEART-RATE | § | 009103-022600US |
| DETERMINATION | § | (P0426R) |

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

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37 C.F.R. 1.8

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July 16, 2008

Date

/Jila Bakker/

Jila Bakker

Sir:

**AMENDMENT AND RESPONSE TO
OFFICE ACTION MAILED APRIL 17, 2008**

In response to the Official Action mailed on April 17, 2008, Applicant respectfully requests reconsideration of the above-identified application in view of the amendments and remarks set forth below.